HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.98 OF 2005

Mr.Babu Sahu Ghosh. ..Petitioner.

Versus.

The State of Maharashtra & Ors. ..Respondents.

Mr.M.P.Mishra,advocate for Petitioner.

Mr. D.P.Adsule, APP for State.

CORAM: V.M.KANADE,J

DATE: MARCH 16, 2005.

P.C.

1. Heard the learned counsel for petitioner and the learned APP for the State.

2. The petitioner is seeking an appropriate order for quashing the complaint which was registered by the MIDC Police Station under sections 326, 504, 115 of the Indian Penal Code. In the present case, charge sheet has been filed by the prosecution. I have perused statement of the witnesses. In my view, it is not possible for this Court to decide at this stage on the basis of the statements which are made whether an offence as alleged by the prosecution is made out against the accused. This will

have to be decided only after evidence is led by the prosecution in the Trial Court. Hence Writ Petition is dismissed.

(V.M.KANADE,J)